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PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional) RKEY-7PC
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Typed or printed name _____	First Named Inventor Eckerdt, George	Art Unit 2456
		Examiner Bates, Kevin T.

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a notice of appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

Note: No more than five (5) pages may be provided.

I am the

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)
- attorney or agent of record.
Registration number 20,649.
- attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 _____

/ess20649/

Signature

Eugene S. Stephens

Typed or printed name

585-641-0790

Telephone number

March 15, 2010

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.

<input checked="" type="checkbox"/>	*Total of <u>1</u> forms are submitted.
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

March 15, 2010

Serial No. 10/644,383
Applicant: George Eckerdt
Filed: 08-19-2003
Title: TANGIBLE SECURITY ASSET MANAGEMENT SYSTEM AND METHODS THEREOF
Art Unit: 2456
Examiner: Bates, Kevin T.
Confirmation Number: 6216
Attorney Docket No.: RKEY-7PC

HONORABLE COMMISSIONER OF PATENTS

Alexandria, VA 22313-1450

PRE-APPEAL BRIEF REQUEST FOR REVIEW

The office action incorrectly asserts that Walker suggests claim features missing from Wallace. Walker mentions web servers, but clearly locates these remotely from an asset control system. This also means that with no web server co-located with an asset control system, it is not possible for these to share an I/O unit, as claimed.

Walker makes it clear in the following ways that no web server is co-located with an asset control system, and therefore, no web server and asset control system can share the claimed I/O unit.

- In Column 3, Lines 28-30, Walker explains that processing module 144 communicates via a network communication port with a central server that is not shown in the Walker drawings and is not co-located with an asset control system.
- At Column 3, Lines 55-60, Walker explains the retrieval of information via the internet or directly from a server that is not co-located with an asset control system, because it communicates via a network.
- At Column 3, Lines 60-68, Walker suggests a programmed computer receiving input and exchanging information “**with a remotely located server.**”
- At Column 4, Lines 28-31, Walker explains that vending machine 100 may be in communication with a remote computer, such as a server, which clearly does not envision co-location of a web server with an asset control system.

- These indications from Walker that any web server is remote from an asset control system makes it impossible for the web server and the asset control system to share an I/O unit as claimed.
- Walker's many mentions of web servers consistently suggest that they are not co-located with an asset control system, and therefore cannot share an I/O unit with an asset control system.

These mistakes in the interpretation of Walker warrant withdrawal of the final rejection. The Wallace reference admittedly is insufficient to reject the claims, and the Walker reference does not suggest what the final action asserts. For any question on this, the examiner is invited to contact applicant's attorney.

Respectfully Submitted,
Key Systems, Inc.

By: /ess20649/
Eugene S. Stephens, Reg. No. 20,649
Attorney for Applicant
BROWN & MICHAELS, P.C.
400 M&T Bank Building - 118 N. Tioga St.
Ithaca, NY 14850
(585) 641-0790 • (585) 641-0795 (fax)
e-mail: docket@bpmlegal.com